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GBH 11-22

A SECRETARY OF THE SECRETARY

AHG13355

# SPECIAL

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ADMIN RECORDS BRANCH TELEGRAPH OFFICE

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FOR THE TARBUMALL, ACCT ATTY GENL

CIVIL DIGHTS DIV MASHDC

YOUR VELECRA: TO ROBERT DEMILKINSON ECRMAN OF THE GRAND JURY OF THE CIRCUIT COURT OF BALLAS COUNTY ALA MAS TELEPHONED TO MIN MEDITERICE (12 MILEU IN COUNTRY) AND WILL BE DELIVERED TO MIS OFFICE IN MORNING FOR MIS RECORDS WAS PHONED TO WIM AT DESCRIPTIONS.

ER SEL IA ALA THE WESTERN UNION TELEGRAPH CC.

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# TELEGRAM SPECIAL

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OUT ARTHERT OF JUSTICE FRAME, RECORDS BRANCH TELEGRAL A OFFICE

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TO LLARAT COLLECT OR SELEMA ALA 20 8257 CST

TURME MARGHALL, ASST ATTY GENL

CIVIL MIGHTS DIV WASHIDC

YOUR TELEGRAM TO THE HOM BLANCHARD MCLEOD COMPLETED AT 747PM COT 11-20-13 MESSAGE PHONED TO HIS HOME AT CAMBER ALA 50 MILES AMAY AND DEL TO HIS OFFICE AT THE DALLAS COUNTY COURT HOUSE SELMA ALA FOR HIM TO PICK UP IN THE ALL.

SR AGENCY SELMA ALA THE WESTERN UNION TELEGRAPH CO.

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Jan Dom

instructos, r.c.

Les te telepean, of free 1/2 1 2:15/n

CONFIRMATION REQUESTED

#### FTERITIT WIFE

F. FOS. FRANCISE NC LEOD

CINCUIT SOLICITOR

FOUTER JUFICIAL DISTRICT OF ALAEMA

CAS COUNTY COUNTHOUSE

CILVA. ALAINMA

THE FILL BUPLY TO YOUR TRLETEAN IN PERPONSE TO MY
THEOREM OF NOVIMBER 14th to Judge Hape. In My teleSIAM I PROFOSED A METEOD OF CIVIES DIRECTLY TO A
PEPPERSHATIVE OF THE GRANT JURY THE PACES CONCERNING
WHE BRAJIEOFIZED USE MY MARTIN LUTHER MING JR. OF
AN AUGONOMILE PRITED BY AN EMPLOYER OF THE CIVIL
RICHTE DIVISION, ALTEOUGH THESE FACTS HAVE I SEN MAPS
PUPLIC BY THE DEPARTMENT. YOUR TELESPAN NOW STATES
THAT THE CHAND JURY IS NO LONGER INTERESTED IN THAT
INCIDENT. IF THE GRAND JURY CHANGES ITS MIND ON THIS
MASTER. I AM STILL WILLIAM TO FOLLOW THE PROCEDURE
SET FORTH IN MY TELEMAN TO JURGE BARE.

YOUR TELEGIAM AND A SIMILAR OVE FROM POSTAT

TOTAL MAISHALL ASST. ATTY CEN. CIVIL PACETS DIVISION 1:/20/63

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WILLIEON MAKE EXTREMENT GRAVE CHARGES ACAISST

MUDICUS OF THIS DIVISION, INCLUDING CONCEALING DOPE

AUDICUS. CONSORVING WITH SEX PERVERTS. CONTRIBUTING

TO THE PELLISQUINCY OF MINORS AND FOMESTING INSUF
PECTION. IT IS HAND TO PELLEVE THESE CHARGES ARE

SENIOUSLY INTENTED SINCE NO NAMES, PATES OR OTHER

INTENTITYING TATA ARE GIVEN. AS YOU KNOW, I INMET
INTELLY REQUESTED THE PETERAL EVERAU OF INVESTIGATION

TO DEVERHING WHAT FACTUAL PASIS YOU HAVE FOR MAKING

THESE CHARGES. I AM INFORMED THAT YOU AND MR.

WILKINSON HAVE REPOSED TO FURNISH ANY INFORMATION TO

IN VIEW OF THE EXTREMELY GRAVE MATURE OF THE CHARTES.

I CONTINUE TO FELIEVE THAT WHATEVER INFORMATION YOU

HAVE TO SUFSTANTIATE THEM SHOULD BE MALE AVAILABLE
AS SOON AS POSSIBLE SO THAT ON THE ONE HARD. THE

CHAPSES.

IP IT IS STILL THE INTENTION OF THE GRAND JURY TO COME TO VASHILICTON. I WILL LE GLAD TO MEET WITH THEM IN MY OFFICE TO LEADH NUMTEVER FACTS YOU OR ANY MEMBER OF THE JURY HAS CONCERNISE THESE CHARGES. I DO NOT MYSELF PRISENTLY HAVE ANY FACTS THAT IN ANY WAY SUPPORT ANY OF THE CHARGES MALE IN YOUR TELECHAR AS TO RAY LAWYER IN THIS DIVISION OR ANYONE HAS IN

ME. WILKINSON'S TELEGRAM NISSTATES THE OFFER MAPE

IN MY TULINGAN TO JUICE HARE. SO THAT THERE PE SO

MISUNDE STANDING ALOUT THAT. I AN SENDING HIM A

A STATE OF THE STA

DUPLICATE OF THIS THEEGRAN AND THE POLLOWING PARA-CRAFFE FROM MY THEEGRAN TO JUDGE HARE:

MO COUNTY GRAND JURY IS AN APPROPRIATE FORM IN

LINICH TO INVESTIGATE THE CONDUCT OF BUSINESS OF ANY

FEDERAL AGENCY, ANY MORE THAN A FIDERAL GRAND JURY

WOULD BE APPROPRIATE TO INVESTIGATE THE OFFICIAL

CONDUCT OF STATE OFFICIALS IN THEIR BUSINESS WHERE

MO VIOLATION OF FEDERAL LAW MAS INVOLVED.

THIS PRINCIPLE INVOLVES MAINTAINING PEDERAL-STATE
RELATIONSHIPS WHICH WILL ENDURE AND GOES BEYOND THE
LESUES IN ANY PARTICULAR EPISODE. THE MATTER OF
CONCTITUTIONAL PRINCIPLE HAS NOW BEEN REAFFIRMED
BY THE U.S. COURT OF APPEALS FOR THE PIFTH CIRCUIT.

COUNTY GRAND JURY OR ARYONE ELSE THE FACTS CONCERNS.

ING THE UNAUTHORIZED TRANSPORTATION OF REVERSED

MULTIN LUTHER KING, JR., IN AN AUTOMOBILE RENTED BY AN INVESTIGATE OF THE CIVIL RIGHTS DIVISION, PARTICULA LARLY SINCE THE DEPARTMENT'S PIRST PUBLIC STATEMENT ABOUT THIS INCIDENT WAS BASED IN PART ON MIS-INFORMATION AND UAS, TERREPORE, ERRONEOUS. ALTHOUGH THE DEPARTMENT OF JUSTICE HAS ALREADY MADE A FULL PULLIC STATEMENT CORRECTIES THE ERROR, I AM WILLING TO MAKE AVAILABLE TO A REPRESENTATIVE OF THE DALLAS COUNTY CRAND JURY ALL EMPLOYEES OF THE CIVIL RIGHTS DIVICION NEO HAVE RECKLEDGE OF THE FACTS. SUCH EMPLOYEES LOUID BE AVAILABLE IN THE DISTRICT OF COLUMNIA FOR QUESTIONING BY THE GRAND JURY'S REP-RESERVATIVE REPORT & MOTARY PUBLIC AND WOULD ANSWER QUESTIONS AS TO ANY FACTS IN THEIR POSSESSION CON-CERLIEG THE THANSPORTATION OF REVEREND KING IN ANY VARIOUS RENTED BY THE DEPARTMENT OF JUSTICE.

inguitustol, r.C.

Lestole teligram, office 1/10/2.15 for

CONFIRMATION REQUESTED

#### STEPT THE MIPE

FIGH. PLANCINED MC LEOD
CIRCUIT SOLICITOR
FOUNTH AUDICIAL FIETRICT OF ALABAMA
6'S COUNTY COURTHOUSE
ERLMA, ALAIAMA

THIS WILL REPLY TO YOUR TELETHAN IN PESPONSE TO MY
THLETHAM OF NOVEMBER 14th TO JUDGE HAPE. IN MY TELECHAM I PROPOSED A METHOD OF CIVIES DIRECTLY TO A
PERPOPERISTATIVE OF THE GRAND JURY THE FACTS CONCERNING
WHE UNAUTHODIZED USE BY MARTIN LUTHER KINE. JR., OF
AN AUGOMORILE PRINTED BY AN EMPLOYER OF THE CIVIL
RIGHTS DIVISION, ALTROUGH THESE FACTS HAVE THEN MARE
PUTLIC BY THE DEPARTMENT. YOUR TELEGRAN SON STATIS
THAT THE CRAND JURY IS NO LONGER INTERESTED IN THAT
INCIDENT. IF THE GRAND JURY CHARGES ITS MIND ON THIS
MATTER. I AM STILL WILLING TO FOLLOW THE PROCESURE
SET FORTE IS MY TELEGRAM TO JURGE BARE.

YOUR TELEGRAM AND A SIMILAR ONE FROM ROSEST

TUDKE MAISHALL, ASST. ATTY CER. CIVIL RIGHTS DIVISION 11/20/63

2151

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PRINCIPLE OF THIS DIVISION, INCLUDING CONCEALING DOPE
ACTICUS. CONSORTING WITH SEX PERVERTS. CONTRIBUTING
TO THE PHILIPPIENCY OF MISORS. AND FOMENTING INSURPECTION. IT IS HARD TO VELLEVE THESE CHARGES ARE
SUBJOUGHLY INTERFED SINCE NO MANDE. PATES OR OTHER
IDENTIFYING PATA ARE GIVEN. AS YOU KNOW, I INMEDINTERF REQUESTED THE FELERAL EUREAU OF INVESTIGATION
TO PETERMINE WHAT FACTUAL LASIS YOU HAVE FOR MAKING
THESE CHARGES. I AM INFORMED THAT YOU AND MR.
WILKINGON HAVE REFUSED TO PURNISH ANY INFORMATION TO

IS VIEW OF THE EXTREMELY GRAVE MATURE OF THE CHAPTES.

I CONTINUE TO RELIEVE THAT WHATEVER INFORMATION YOU

HAVE TO SUFSTANTIATE THEM EHOULD BE MADE AVAILABLE

AS SOON AS POSSILLE SO THAT ON THE ONE HAND. THE

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CHARGES OF THIS TWEETER ARE NO FACTS TO SUPPORT THE CHARGES ARE NO FACTS TO SUPPORT THE CHARGES ARE NO FACTS TO SUPPORT THE CHARGES.

THE PROPERTY OF THE PARTY OF TH

IF IT IS STILL THE INTENTION OF THE GRAND JURY TO COME TO WASHINGTON I WILL BE GLAD TO MEET WITH THEM IN MY OFFICE TO LIAME WHATEVER FACTS YOU OF ANY MEMBER OF THE JURY HAS CONCEPNING THESE CHARGES. I TO MOST MYSELF PRISENTLY HAVE ANY FACTS THAT IN ANY WAY SUPPORT ANY OF THE CHARGES MAIL IN YOUR TELEGRAN AS TO ANY LAWYER IN THIS DIVISION OR ANYONE ELSE IN THE PERMEMBER.

HE. MILKINSON'S TELEMEAN HISSTATES THE OFFER MADE IN MY TELEMEAN TO JUICE HAPE. SO THAT THEFE BE NO MISUSTERSTANTING ALOUT THAT, I AN SENTING HIN A EUPLICATE OF THIS TELEGRAN AND THE POLLOWING PARA-GRAPHS FROM MY TELEGRAN TO JUDGE HARE:

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LINICH TO INVESTIGATE THE CONDUCT OF BUSINESS OF AMY
PEDERAL AGENCY, ANY MORE THAN A PEDERAL GRAND JURY
WOULD BE APPROPRIATE TO INVESTIGATE THE OFFICIAL
COMDUCT OF STATE OFFICIALS IN THEIR BUSINESS WHERE
NO VIOLATION OF FEDERAL LAW WAS INVOLVED.

THIS PRINCIPLE INVOLVES MAINTAINING PEDERAL-STATE
RELATIONCHIPS WHICH WILL ENDURE AND GOES BEYOND THE
ISSUES IN ANY PARTICULAR EPISODS. THE MATTER OF
CONSTITUTIONAL PRINCIPLE HAS NOW BEEN REAFFICIED
LY THE U.S. COURT OF APPEALS FOR THE FIFTH CIRCUIT.

ECHEVER, I DO NOT WISH TO CONCEAL FROM THE DALLAS
COULTY GRAND JURY OR ANYONE ELSE THE FACTS CONCERNS.
ING THE MEAUTHORIZED TRANSPORTATION OF REVERBID

PARTIN LUTHER KING, JR., IN AN AUTOMOBILE RENTED BY AN ENCLOSE OF THE CIVIL RIGHTS DIVISION, PARTICUL LARLY SINCE THE DEPARTMENT'S PIRST PUBLIC STATEMENT ABOUT THIS INCIDENT WAS BASED IN PART ON MIS-INFORMATION AND WAS, THEREPORE, ERRONEOUS, ALTEOUGH THE DEPARTMENT OF JUSTICE HAS ALREADY MADE A FULL PULLIC STATISENT CORRECTING THE ERROR, I AM WILLING TO MAKE AVAILABLE TO A REPRESENTATIVE OF THE DALLAS COUNTY GRAND JURY ALL EMPLOYEES OF THE CIVIL RIGHTS DIVISION WHO HAVE KNOWLEDGE OF THE FACTS. SDCH EMPLOYEES WOULD BE AVAILABLE IN THE DISTRICT OF COLUMBIA FOR QUESTIONING BY THE GRAND JURY'S REP-RESENTATIVE BEFORE A NOTARY PUBLIC AND WOULD ANSWER QUESTICES AS TO ANY FACTS IN THEIR POSSESSION COM-CERNING THE TRANSPORTATION OF REVEREND KING IN ANY VEHICLES RENTED BY THE DEPARTMENT OF JUSTICE.

UNITED STATES GOVER CIENT

Memorandum

1 CARTMENT OF JUSTICE

BATE: 11/11/63

: Telegraph Office

telephrican to Wenter General Mario 5

FROM : Burl

Burke Marshall Assistant Attorney General Civil Rigats Division

SUBJECT:

Please send the attached telegram to the following persons, at the following addresses:

Honorable Gordon Madison
Assistant Attorney General for the State
of Alabama
State Capitol Building
Montgomery, Alabama
Y phone Recidence

Honorable Blanchard McLeod
Circuit Solicitor
Fourth Judicial District of Alabama
Camden, Alabama + phone residence

c/o County Courthouse Selma, Alabama

Honorable Henry Reese
County Solicitor of Dallas County
Dallas County Courthouse
Seima, Alabama

+ phone residence

Telegraph Office

11/11/63

Burke Marshall Assistant Attorney General Civil Rights Division

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Assistant Attorney General for the State
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State Capitol Building
Montgomery, Alabama

Honorable Blanchard McLeod Circuit Solicitor Fourth Judicial District of Alabama Camden, Alabama

c/o County Cousthouse Selms, Alabama

Honorable Henry Reese County Solicitor of Dallas County Dallas County Courthouse Seima, Alabama

<u>,                                     </u>				•	
WE OF ACIDICY	C	PRECEDENCE		•	
DEPARTMENT OF JUSTICE			T.	•	
Civil Rights	Division	THE OF MESENGE	T CLASSMICATION		
COUNTING CLASSIFICATION	•	SHOUL D'	STANDARD FORM GSA REGULATION 14-300	14 REV MARCH 15, 1957 2-M-303 04	
IS BLOCK FOR USE OF COMMUNICATIO	re wet			PHIC MESSAGE	
•				OFFICIAL BUSINESS	
		•	Ø. S.	GOVERNMENT	
MESSAGI	TO BE TRANSMITTED (Use	double spacing and all capital latter	1)	THIS COL. FOR AGENCY WISE	
THIS	IS TO NOTIFY	YOU THAT ON TUES	DAY MORNING,		
NOVEMBER 12	, THE UNITED	STATES WILL FILE	A COMPLAINT		
, ě		TRAINING ORDER A		_	
		REESE, JAMES G.			
		N, ROBERT D. WIL			
	• •	TRICT COURT FOR	•	2	
		THERN DIVISION I BEEK AN APPOINTME		784	
	•	AS SOON THEREAFTE			
		B APPLICATION FOR		8078	
•	•	B HONORABLE DANII		E .	
UNITED STAT	res district	JUDGE FOR THE SOL	THERN DIS-	500	
TRICT OF A	LABAMA. YOU	ARE INVITED TO B	PRESENT.		
		CATION SHOULD BE			
_		O APPEAL PROMPTL'			
		FIFTH CIRCUIT			
		T'S PAPERS WILL	•		
		OFFICE IN MOBILE	•	<i>f</i>	
TUESDAY MO	KRING.	BURKE MARS Assistant Civil Righ	ATTORNEY GENE ts Division		
NAME AND TITLE OF ORIGINATOR (TA	ps)	ORIGINATOR'S TEL	O. DATE AND THE P	EPARED	
BURKE MARS	HALL	RB 7-82		READOM.	
Assistant	Attorney Gene	ral x 2151		*	
I earlify that this message is offic	wh	and b'in the interest of the Cores			
	BURKE MAR	SHALL			

21 November 1963

## MEMORANDUM FOR MITCHELL ROGOVIE

is appreciated. This is Dallas County, Texas, however, and as such, does not quite fill the bill for Dallas County, Alabama. Can you be of any help with respect to Dallas County, Alabama?

Attachment - IRS file

Apperts were published in Alabam Last month that antendelles worked by the Department of Justice were med to transport Reverent Martin Justice Mag from Maninghan to Falon on the evening of Sutator 15.

The Department of Justice Learns a statement on October 16, essenting that no commendation rested by the Department of Justice and bose used to drive Reversed King either from Maninghon to relies or from Julius to Resignary.

He car rented by the Department was used to drive Reverent King from Selan to Montgomery. Moneyer, a car rested by the Department and being used by a Department Langer was Louisi to a private citizen who enimogenally drove Severent King from Mixelagines to Salan on October 15.

Hamington. Recentlehear, the use of the our for unofficial huminous was contrary to Department of Justice regulations. It was also contrary to a statement which its. Business existently gave to the Department of Justice; its. Residences cane formers last might and releasetly gave a correct account fills elepartment. He has ministed his realignation and it has been excepted.

the Supertures regrets very made that the confider elections as to the use of a con rental by the Supertures in expectation with Severant Elegis transportation from Managhan to Palma was based on minimum and, therefore, arrespond

Reports were published in Alabama last month that automobiles rented by the Department of Justice were used to transport Reverend Martin Luther King from Birmingham to Selma on the evening of October 15,

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The Department of Justice issued a statement on October 18, asserting that no ambomebiles rented by the Department of Justice had been used to drive Reversed King either from Birmingham to Selma or from Selma to Hontgungary.

From Selma to Montgomery. However, a car rented by the Department and being used by a Department lawyer was loaned to a private citizen who subsequently drove Reverend King from Birmingham to Selma on October 15.

During this time, the attorney, Thelton Henderson, remained in Birmingham. Nevertheless, the use of the car for unofficial business was contrary to Department of Justice regulations. It was also contrary to a statement which Mr. Henderson originally gave to the Department of Justice. Mr. Henderson came forward last night and voluntarily gave a correct account of what occurred. He has submitted his resignation and it has been accepted.

The Department regrets very much that its earlier statement as to the use of a car rented by the Department in connection with Reverend Eing's transportation from Miraingham to Selan was based on minimformation and, therefore, erreness. Reports were published in Alabam last menth that antennicles rented by the Department of Sertice were used to transport Reverend Mertin Lether King from Maningham to Folian on the evening of October 15.

The Department of Justice Second a statement on Cotober 15, severting that no embandalou rested by the Department of Justice had been used to drive Reverent King either from Missinghon to John or from Salan to Huntgoonly.

for our rented by the Department was used to drive Errorent King from Folian to Hentgomery. However, a cer rented by the Department and being used by a Department Imper was located to a private extinen the subsequently drave Severant King from Minninghous to Calma.on Outshor 15.

Maningham. Severtheless, the use of the ear for unofficial business was centrary to Department of Austine regulations. It was also contrary to a statement which Mr. Benderson originally gave to the Department of Justice.

The Department of Justice and voluntarily gave a correct account for that occurred. We has extend this resignation, and it has been accepted.

The Department regrets very made that Its confider statement as to the use of a say readed by the Department in connection with Department King's transportation from Mandaghan to Folian was based on mininformation and, therefore, erroments.

Imports were published in Alabam Last mouth that automobiles rented by the Important of Autice were used to transport invested in this latter line from Hardaghan to Salan on the evening of Sutcher 25.

the Reportment of Justice Leaved is statement pe October 18, secenting that me indicatelles rented by the Reportment of Justice had been used to drive Reportment King either from Minninghon to Johns or from Selms to Hentemory.

To our rented by the Separtural was used to drive Removal King
from Folias to Mestgenery. However, a our rested by the Separturest and being
word by a Department Languer was Lounch to a private attimes the schoolwestly
drove Revorced King from Messleyhou to Spins on Outstar 15.

During this time, the attorney, Theiten Restorant, remained in Mincippes. Severtheless, the use of the our for unofficial business was each very to Department of Justice regulations. It was also contrary to a restorant which Mr. Restorant originally gave to the Department of Justice.

Mr. Restorant come forward last adult and valuatority gave a correct account to that converts. He has admitted his surignation/and it has been accepted.

the department segments very such that the earlier eleterant as to the use of a car sented by the Separtment in connection with Reversal Ming's transportation from Maninghan to Salan use based on miningham and, therefore, excesses.

ACTION WITH THE SECOND

Royorts were published in Alabams ast month that automobiles rented by the Reportment of Justice were used to
transport Reverend Martin Luther King from Firminghem to
Selms on the evening of October 15.

The Tepartment of Justice issued a statement on October 10.

aggerting that no automobiles rented by the Espartment of

Justice had been used to drive Deverand King either from

Eirmingham to leims or from Selms to Montgomery.

No car rented by the Department was used to frive Teverand king from Selma to Montpomery. Movever, a car rented by the tepertment and being used by a Department lawyer was loaned to a private citizen who subsequently drove Reverend King from Dirmingham to Selme on October 15.

ruring that time, the atterney. Theiten Menderson, sensined in hirmingham. Mevertheless, the use of the car for unofficial husiness was contrary to Department of Justice requistions. It was also contrary to a statement which Mr. Manderson originally gave to the Department of Justice. Mr. Menderson came forward inst might and voluntarily gave a correct account of what occurred. We has submitted his runigastion to the Department and it has been accepted.

os to the use of a rer reated by the Pajertment in connection with Reversed King's transportation from Firmingham to Salam was based on misinformation and, therefore, erroscoes.

Reports were published in Alakema est month that automobiles rested by the Department of Justice were used to transport Reversed Martin Luther King from Pirminghem to Selms on the evening of October 15.

saserting That no automobiles rented by the repartment of a Justice had been used to drive Reverend King either from live live Reverend King either from live live and to Montgomery.

Wing from Salma to Montgressy. Morever, a car rented by the tepertment and being used by a Department lawyer was lossed to a private citizen who subsequently drove Reverend King from Birmingham to Selma on October 15.

in Birmingham. Movertheless, the use of the car for mossissing business was contrary to Esperiment of Justice requisitions. It was also contrary to a statement which Mr. Hinderson originally gave to the Department of Justice. Mr. Henderson came forward last might and voluntarily gave a correct account of what recoursed. We has submitted his resignation to the Department and it has been accepted.

POS BOT W

Reports were published in Alabama last month that natemobiles rented by the Capartment of Justice were used to transport Reverend Martin Lather King from Eirminghem to Selms on the grening of October 15.

The importment of Sustice issued a statement on October 1:.

asserting that no automobiles rented by the repartment of
Justice had been used to drive Reverend King either from
Firmingham to elme or from Selme to Montgomery.

No car rented by the Department was used to drive Reverend king from Falma to Montgomery. However, a car rented by the topertment and being used by a Department lawyer was loaned to a private citizen who subsequently drove Reverend King from Dirmingham to Salms on October 15.

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The Papartment regrets very much that its earlier statement es to the use of a car rented by the Department in connection with Reverence King's transportation from Elemingham to Salma was based on misinformation and therefore, arroneous.

en proportion

October 1:, 1963

The reports that automobiles rested by the Department of Justice were used to furnish transportation for Reverend Mertin Luther King in Alabama are either a gross mistake or a delilerate attempt to misland the people of Alabama.

We are setting forth all the facts so that there as be no misunferstanding although we resued a complete demision Wednesday.

Attorneys for the Department of Justice on duty in Alabams and elsewhere in the United States frequently rest automobiles. In recent weeks, Department attorneys have rested two automobiles in Alabams — one s 1963 blue Chevrolet Impals and the other a 1964 white Pord Galaxie.

It has been reported that the 1963 Chevrolet was used to take Reverend King from Dirmingham to Salma on October 15. This car had been rented by Kamasth McIntyre, a Popartment attorney, but was being used by Thelton Handerson, another Justice Department attorney.

At about 5:15 p.m. on October 15 Mr. Newferson west to the Gaston Motel in Birmingham to interview Reverend King at the specific direction of the Department of Justice. At thet time Dr. King was at a meeting at the Taston Motel. Then IT. King came out of the meeting. Mr. Menderson maked to speak to him. Ir. King replied that he was late and had to go immediately to the New Pilgrim Church in Birmingham. Headerson offered to drive him there if he could interview him on the way and Dr. King agreed. Headerson left the Chaton Motel at 5:10 p.m. and let Dr. King off at the New Pilgrim Church at 5:46 p.m.

Menderson them returned to the maston Motel. The Chevrolet never left Birmingham that might.

in a Chevrolet similar to the one rented by the Department of Justice. However, it was a privately-owned vehicle and was not the one used by Mr. Menderson.

It has been reported that later on October 15 Deverond
King was driven from Selma to Montgomery in the 1964 Ford
which also was rented by Mr. McIntyre. Mr. McIntyre rented
the Ford in Montgomery at 141 p.m. on October 15 and drove

to Craig Air Force Ease mear Selma, checking into the Peace at 9:25 p.m. Thereafter, meither Mr. McIntyre nor the Ford left Craig Air Force hase that might. Mr. McIntyre does not know Reverend King and has never met him. The Ford remained overmight in Celma and the following morning John Loar, First Assistant Attorney General in charge of the Civil Rights Division. Prove the Ford to Tusheque and them back to Montgomery. We have been informed that Reverend King drove from Selma to Montgomery in a privately—owned Cacillace.

It is obvious from these facts that maither the Chevrolet mor the Ford, nor any other car rented by the Department of Justice, was used to transport Reverent King. The reports to the contrary are false. Any efforts to recertain the truth would have revealed these fects.

October 10, 1963

The reports that automobiles rested by the Department of Justice were used to furmish transportation for Pererend Martin Luther King in Alabama are either a gross mistake or a deliberate actumpt to mislead the people of Alabama.

0

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Henderson then reterned to the Caston Note:. The Chevrolet never left Lirningham that night.

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First Assistant Attorney General in charge of the Civil Rights Civilian. Prove the Ford to Tunkeque and them back to Montgomery. We have been informed that Reverend King drawe from Selma to Montgomery in a privately-owned Cadillas.

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Reports were published in Alabama last month that sectomobiles

Martin by the Department of Justice were used to transport Reverend Martin

Incher King from Birmingham to Selma on the evening of October 15 and later

Chat night from Selma to Montgomery.

The Department of Justice issued a statement on October 18, asserting that no automobiles rented by the Department of Justice had been used to drive .

Reverend King either from Birmingham to Selma or from Selma to Montgomery.

No car rented by the Department was used to drive Enverend King from Selma to Montgomery. However, contrary to Department of Justice regulations, a car rented by a Department lawyer was loaned to a private citizen who subsequently drove Reverend King from Birmingham to Selma. This fact was learned last night when Thelton Renderson, the Department attorney who was using the rented car, come forward and repudiated his earlier statement.

Mr. Henderson previously denied to the Department that he had driven Beverend King or that the car rented by him had been used for that purpose. He has now acknowledged that he lossed the car to a private citizen who drove Beverend King to Selma while Mr. Henderson remained in Birmingham.

Mr. Henderson has submitted his resignation and it has been accepted. The Department is studying whether any violation of federal law is involved.

The Department regrets that its earlier statement as to the use of a rented by the Department in connection with Reverent King's transportation in Riverent to Selma was inscentation.

Reports were published in Alabama last month that automobiles regited by the Department of Austice were used to transport Reverend Martin Leither King from Birmingham to Selma on the evening of October 15 and later that might from Selma to Montgomery.

**(**)

The Department of Justice issued a statement on October 18, asserting that no automobiles rented by the Department of Justice had been used to drive Reverend King either from Birmingham to Selma or from Selma to Montgomery.

No car rented by the Department was used to drive Reverend King from Selma to Montgomery. However, contains to Department of Justice regulations, a car rented by a Department lawyer was located to a civilian who subsequently drove Reverend King from Riminghem to Selma. This fact was learned last night when Thelton Henderson, the Department attorney the had rented the car, came forward and repudiated his previous denial that the car he had rented had been used to drive Reverend King to Selma.

Hr. Henderson previously denied that he had driven Reverend King or that the car rented by him had been used for that purpose. He has now acknowledged that he loaned the car to a private citizen who drive Reverend King to Selma while Mr. Henderson remained in Mirmingham. Mr. Henderson has submitted his resignation and it has been accepted.

The Department regrets that its earlier statement as to the use car rented by the Department in connection with Reverend King's importation from Birmingham to Selma was inaccurate. The Department of Justice statement of October 18 asserting that an automobile rented by a Department of Justice attorney had not been used to transport Reverend Martin Luther King from Birminghem to Selma, Alabama, on October 15, was incorrect.

Further investigation has disclosed that, contrary to Department of Justice regulations, the car was loaned to a civilian who subsequently drove Reverend King from Birmingham to Selma, while the Department of Justice attorney, Thelton Henderson, who had rented the car remained in Birmingham. Hr. Henderson has submitted his resignation and it has been accepted.

The statement was issued in response to published reports in

Alabama that cars rented by the Department of Justice had been used to

transport Reverend King from Birmingham to Selma on the evening of

October 15 and later that night from Selma to Montgomery. No vehicle

returned by the Department of Justice was used to drive Reverend King from

The Bepartment regrets that its earlier statement as

to the use of a ear rented by the Department in connection with Reverend

Ring's transportation from Birmingham to Selma was innocurate.



### UNITED STATES DEPARTMENT OF JUSTICE

WASHINGTON, D.C. 20530

Address Reply to the Divides Indicated and Refer to Indicated Hand BM:RW: 6b 146—1—7747

> Mr. Jerone C. Ables Attorney At Law P. O. Box 309 South Pittsburg, Tenn.

Dear Mr. Ables:

This will acknowledge receipt of your recent communication to the Attorney General concerning reports that vehicles leased by the Department of Justice were used to transport Reverend Martin Luther King, Jr., around Alabama.

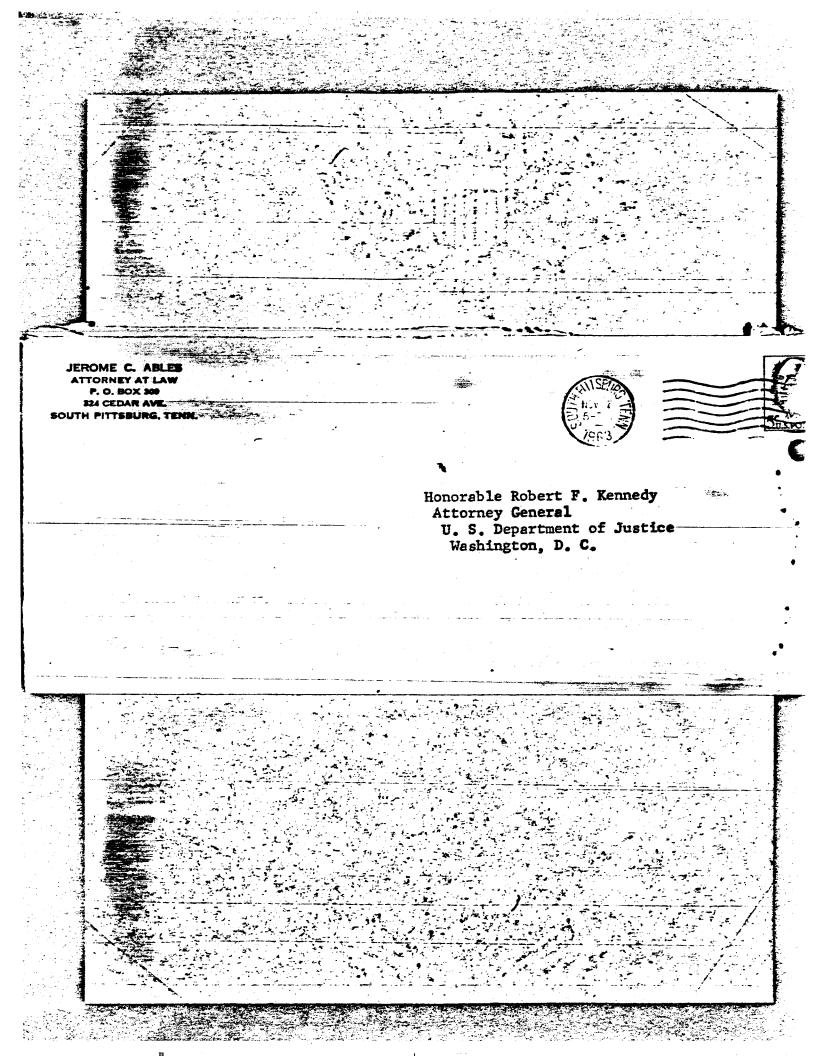
As we have said in a statement issued on the 18th of October, neither the automobiles mentioned in the report, nor any other car rented by the Department of Justice, was used to transport Reverent King as stated in the reports. Any effects to secentain the truth would have revealed these facts.

Simeerely,

Assistant Attorney General Civil Rights Division

371

RICHARD KASSERSTROM Attorney



72-3-51 #15,353 BM:1s

29 November 1963

Honorable John Sparkman United States Senate Washington, D. C.

Dear Senators

The Attorney General has asked me to really to your letter of November 18, which concerns use by Dr. Martin Luther King, jr., of an automobile rented by a lawyer employed by the Department of Justice.

It is of course contrary to the Department regulations for any automobile rented by a Department employee to be used for any purpose other than official business. Accordingly, what happened was contrary to such regulations.

Unfortunately, instead of admitting his mistake, the lawyer involved denied having lent the car to snyone. All objective checks of his story were consistent with it. You will recall, for example, that the first reports from state and local officials were to the effect that Department of Justice employees had driven Dr. Ring all around the State of Alabama. It could be objectively ascertained, and was, that the lawyer involved never left Birmingham, and that, contrary to charges at the time, no car rented by the Department could conceivably have been used to transport Dr. King from Selma to Kontgomery.

Accordingly, the Department officially denied the charges in good faith.

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On the night of November 5, the lawyer involved voluntarily admitted that he had not given the Department the true facts. Without this admission it would not have been known. As soon as possible after the admission was made, the D-partment publicly acknowledged its error and expressed its regret.

We will make every effort to prevent any other such incidents. No car can be rented in the future without my personal approval.

Very truly yours,

Burke Marshall Assistant Attorney General Civil Rights Division

7 November 1963

Honorable Allen J. Ellender United States Senate Mashington 25, D. C.

Dear Senator:

The Attorney General has asked me to reply to your letter of 1 November, concerning reports that vehicles rented by the Department of Justice were used to transport Reverend Martin Luther King, Jr., around Alabama. Yesterday the Department issued an additional public atatement on this matter, since a prior statement had been based, in part, on misinformation, and was, accordingly, in part, inaccurate. I hope that it will answer your imquiry.

Yesy truly yours,

Burke Marshall Assistant Attorney General Civil Rights Division

Records Chrono Marshall Doar Trial File

Movember 6, 1963

Monorable Kenneth A. Roberts House of Representatives Washington 25, D.C.

Dear Congressman Robertes

I regret to inform you that the information I furnished to you concerning reports that vehicles rented by the Department of Justice were used to transport Reverend Martin Luther King around Alabama was in part inaccurate.

The enclosed statement corrects the inaccurate information which I earlier furnished you.

The Department is issuing a statement to this effect today. If you have any further inquiries about this matter, I would be happy to answer them for you.

Very truly yours,

MORKE MARSHALL
Assistant Attorney General
Civil Rights Division

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Movember 6, 1963

Honorable A. Sydney Herlong House of Representatives Washington 25, D. C.

Dear Congressman Berlongs

I regret to inform you that the information I furnished to you concerning reports that vehicles rented by the Department of Justice were used to transport Reverend Martin Luther King around Alabana was in part inaccurate.

The enclosed statement corrects the inaccurate information which I earlier furnished you.

The Department is issuing a statement to this effect today. If you have any further inquiries about this matter, I would be happy to answer them for you.

Wery truly yours,

Assistant Attorney General Civil Rights Division

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Attachment

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6 November 1963

Honorable Armistead I. Selden Member of Congress United States House of Representatives Washington 25, D. C.

Dear Congressman:

I regret to inform you that the information I furnished to you concerning reports that vehicles rented by the Department of Justice were used to transport Reverend Martin Luther King around Alabama was in part inaccurate.

The enclosed etatement corrects the inaccurate information which I earlier furnished you.

The Department is issuing a statement to this effect today. If you have any further inquiries about this matter, I would be happy to answer them for you.

Wesy truly yours.

Burke Marshall Assistant Attorney General Civil Rights Division

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Movember 6, 1963

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Monorable Lister Mill United States Senate Washington, D.C.

Dear Senator Mills

I regret to inform you that the information furnished to you concerning reports that vehicles rented by the Department of Justice were used to transport Reverend Martin Luther King around Alabama was in part inaccurate.

The enclosed statement corrects the inaccurate information which was earlier furnished you.

The Department is issuing a statement to this effect today. If you have any further inquiries about this matter, I would be happy to answer them for you.

Very truly yours,

Attorney General

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CC: Records
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Trial File (1345)

Hovember 6, 1963

Honorable Robert L. Jones House of Representatives Washington 25, D. C.

Dear Congressman Jones:

I regret to inform you that the information
I furnished to you concerning reports that vehicles
rented by the Department of Justice were used to
transport Reverend Martin Luther King around Alabama was in part inaccurate.

The enclosed statement corrects the inaccurate information which I earlier furnished you.

The Department is issuing a statement to this effect today. If you have any further inquiries about this matter, I would be happy to answer them for you.

Very truly yours,

MORKE MARSHALL
Assistant Attorney General -Civil Rights Division

Attachment

Records Chrono Harshall Doar Trial File

6 Nevember 1961

Honorable Carl Biliott Kember of Congress United States House of Representatives Washington 25, D. C.

Dear Congressman:

I regret to inform you that the information I furnished to you concerning reports that vehicles rented by the Department of Justice were used to transport Reverend Martin Luther King around Alabama was in part inaccurate.

The enclosed statement corrects the inaccurate information which I earlier furnished you.

The Department is issuing a statement to this effect today. If you have any further inquiries about this matter, I would be happy to answer them for you.

Yery truly yours,

Burke Marchall Assistant Attorney General Civil Rights Division

Attachment By MAND

> Records Crhono Marshall Doar Trial File

November 6, 1963

Monorable George W. Andrews Mouse of Representatives Washington 25, D. C.

Dear Congressman Andrews:

I regret to inform you that the information I furnished to you concerning reports that vehicles rented by the Department of Justice were used to transport Reverend Martin Luther King around Alabama was in part inaccurate.

The enclosed statement corrects the inaccurate information which I earlier furnished you.

The Department is issuing a statement to this effect today. If you have any further inquiries about this matter, I would be happy to answer them for you.

Very truly yours,

BURKE MARSHALL Assistant Attorney General Civil Rights D:vision

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Trial File (1345)

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